## **AUSLEY & MCMULLEN**

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January 15, 2010

Jeff S. Jordan, Esq.
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 6244

Dear Mr. Jordan:

The undersigned represent the Republican Party of Florida ("RPOF") in connection with Matter Under Review ("MUR") 6244. Please find enclosed faxed copies of an executed Designation of Counsel form. The Complaint fails to allege a violation of federal campaign finance law by the RPOF and asserts no facts that give rise to a reason to believe that the RPOF has violated federal campaign finance law. Accordingly, the Commission should dismiss the Complaint.

This matter arose from a Complaint filed with the Commission on December 23, 2009. The Complaint requests that the Commission "seek additional information" from Mr. Rich Heffley and the United States Senate campaign of Florida Governor Charlie Crist (the "Crist campaign") regarding alleged violations of the coordination and contribution provisions of the Federal Election Campaign Act. The alleged violations involved the creation of "a website dedicated to attacking U.S. Senate candidate Marco Rubio."

The Complaint does not identify the RPOF as a respondent, nor does it allege that the RPOF participated in any improper coordinated communication or prohibited contribution. In fact, the Complaint's references to the RPOF are entirely incidental. The Complaint alleges: (1) that Mr. Heffley's consulting firm holds a contract with the RPOF for consulting services in non-federal races; and (2) that Mr. Heffley and the Crist campaign share office space with the RPOF. Neither of these allegations states a violation of any federal campaign finance law by the RPOF.

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EDERAL ELECTION

Both Mr. Heffley's consulting firm and the Crist campaign hold market-rate leases with the RPOF for separate defined office spaces.

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For these reasons, the Commission should find no reason to believe RPOF violated federal campaign finance law. The RPOF respectfully requests that the Commission dismiss the Complaint and take no further action.

Respectfully submitted,

David House

Jason Gonzalez Daniel E. Nordby

Counsel to the Republican Party of Florida



## FEDERAL ELECTION COMMISSION 999 & Street, NW Washington, DC 20458

## STATEMENT OF DESIGNATION OF COUNSEL Flagge use and form for each Respondent/Client. FAX (202) 219-2023

MUR #_ <u>6244</u>
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The above-named individual and/or firm is hereby designated as my counsel and is authorized to receive any notifications and other communications
from the Commission and to set on my behalf before the Commission.
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1-12-10 Respondent Client Signature Title
RESPONDENT/OLIENT Republican Party of Florida
(Please Print)
MAILING TO THE VOSSERS STREET
ADDRESS: 420 East Jefferson Street
Tallahassee, Florida 32301
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TELEPHONE-HOME (850) / 38-0023
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information is being cought as part of an investigation being conducted by the Pederal Macillon Coughiseien and the confidentially providence of 2 U.R.C. § 407p(s)(12)(A) apply. This spotten probable making public any investigation conducted by the Pederal Mostlan Commission without the approper written company of the person under investigation